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PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Application No.: 09/974,043

Filing Date: 10/9/2001

Applicant: Barker et al.

Group Art Unit: 1751

Examiner: Vijayakumar, K.M.

Title: STABILIZED ELECTROCHEMICAL CELL
ACTIVE MATERIAL

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as EXPRESS MAIL in an envelope, addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 2, 2005.

Sharon Lango
Sharon Lango

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE REGARDING DRAWINGS
AND LETTER TO THE DRAFTSMAN

Dear Sir:

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 220100.

In accordance with the Notice Regarding Drawings mailed December 9, 2004, Applicants have submitted herewith ten (10) sheets of replacement drawings (15 figures). A copy of PTO-948 Notice of Draftsperson's Patent Review is attached.

The drawings have been amended to move the Figure legend outside of each drawing. Figures 6C, 6D and 10-15 have been amended to improve the line quality lines, numbers and letters. Figures 6C, 6D and 12-15 have been amended so that all number, letters and reference characters are at least 1/8 inch in height. Applicants submit that the enclosed replacement drawings comply with 37 C.F.R. §1.84. No new matter has been added to the new drawings.


Serial No. 09/974,043

Should anything further be required, the Draftsman is respectfully requested to telephone the undersigned at 702-558-1071.

Respectfully submitted,

Dated: February 2, 2005
VALENCE TECHNOLOGY, INC.
301 Conestoga Way
Henderson, Nevada 89015
Telephone: 702-558-1000
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By:


Michael Ross
Reg. No. 45,057



Form PTO-948 (Rev. 06/08)

Application No. 09/974,043

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 10/09/04 are:

- A. ☐ approved by the Draftsperson under 37 CFR 1.84 or 1.152.
B. ☒ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

1. DRAWINGS. 37 CFR 1.84(a): Acceptable

categories of drawings: Black ink or

Color (3 sets required):

☐ Color drawings are not acceptable until petition is granted. Fig(s) _____

☐ Pencil and non black ink not permitted. Fig(s) _____

2. PHOTOGRAPHS. 37 CFR 1.84(b)

☐ One (1) full-tone set is required. Fig(s) _____

☐ Photographs may not be mounted. 37 CFR 1.84(e)

☐ Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) _____

☐ Poor quality (half-tone). Fig(s) _____

3. TYPE OF PAPER. 37 CFR 1.84(e)

☐ Paper not flexible, strong, white, and durable.

Fig(s) _____

☐ Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted.

Fig(s) _____

4. SIZE OF PAPER. 37 CFR 1.84(f): Acceptable sizes:

☐ 21.0 cm by 29.7 cm (DIN size A4) or

☐ 21.6 cm by 27.9 cm (8 1/2 x 11 inches)

☐ All drawing sheets not the same size.

Sheet(s) _____

☐ Drawings sheets not an acceptable size. Fig(s) _____

5. MARGINS. 37 CFR 1.84(g): Acceptable margins:

Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm

☐ Margins not acceptable. Fig(s) _____

Top (T) _____ Left (L) _____

Right (R) _____ Bottom (B) _____

6. VIEWS. 37 CFR 1.84(h)

REMINDER: Specification may require revision to

correspond to drawing changes, e.g., if Fig. 1 is

changed to Fig. 1A, Fig 1B and Fig. 1C, etc., the

specification, at the Brief Description of the Drawings, must likewise be changed.

☐ Views not labeled separately or properly.

Fig(s) _____

7. SECTIONAL VIEWS. 37 CFR 1.84(h)(3)

☐ Sectional designation should be noted with

Arabic or Roman numbers. Fig(s) _____

8. ARRANGEMENT OF VIEWS. 37 CFR 1.84(i)

☐ Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) _____

9. SCALE. 37 CFR 1.84(k)

☐ Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction.

Fig(s) _____

10. CHARACTER OF LINES, NUMBERS, & LETTERS. 37 CFR 1.84(l)

☒ Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) GC, GD, 10-15

11. SHADING. 37 CFR 1.84(m)

☐ Solid black areas pale. Fig(s) _____

☐ Solid black shading not permitted. Fig(s) _____

12. NUMBERS, LETTERS, & REFERENCE CHARACTERS. 37 CFR 1.84(p)

☐ Numbers and reference characters not plain and legible. Fig(s) _____

☐ Figure legends are poor. Fig(s) _____

☐ Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) _____

☐ English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) _____

☒ Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) GC, GD, 12-15

13. LEAD LINES. 37 CFR 1.84(q)

☐ Lead lines missing. Fig(s) _____

14. NUMBERING OF SHEETS OF DRAWINGS. 37 CFR 1.84(t)

☐ Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) _____

15. NUMBERING OF VIEWS. 37 CFR 1.84(u)

☐ Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) _____

16. DESIGN DRAWINGS. 37 CFR 1.152

☐ Surface shading shown not appropriate.

Fig(s) _____

☐ Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) _____

COMMENTS:

* FIG. LABELS SHOULD NOT BE ENCLOSED WITHIN THE DRAWINGS: FIGS GC, GD.

Reviewer SON LAM

If you have questions, call (703) 305-8404.

303-0366

Date 12/09/04

Attachment to Paper No. _____